



DOCKET NO. AUGA22000007

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

U.S. Patent: 7,220,273
Serial No.: 10/024,387
Issued: 5/22/2007
For: **CONTROL OF AIRFLOW TO AN INFLATABLE THERMAL DEVICE**

) Confirmation No. 4111
)
) Art Unit: 3739
)
) Examiner: Peter J. Vrettakos
)
) Docket No.: AUGA22000007
)

CERTIFICATION UNDER 37 CFR § 1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date <u>January 11, 2008</u> , in an envelope addressed to: Commissioner for Patents, Box 1450, Alexandria, VA. 22313-1450	
Date <u>1/11/08</u>	Signature <u>[Signature]</u>

MAIL STOP: CERTIFICATE OF CORRECTION BRANCH
Commissioner for Patents
P. O. Box 1450
Alexandria, VA. 22313-1450

**Certificate
of Correction**
JAN 17 2008

REQUEST FOR CERTIFICATE OF CORRECTION-OFFICE ERROR

Arizant Healthcare Inc., the owner by assignment of the above-identified patent of the referenced patent, hereby requests that a Certificate of Correction be issued to correct the error by the Office identified on the accompanying CERTIFICATE OF CORRECTION.

REMARKS

This change is requested in order to rectify an error arising from the omission of a reference to U.S. Patent 5,716,271 ("the '271 patent") in field (56) of U.S. Patent 7,220,273 ("the '273 patent"). The error results from the failure to list the '271 patent on FORM PTO 892 attached to the Office Action dated 02/07/2006. The omission is manifestly in error because of the examiner's explicit reliance on the '271 patent in examination of the claims of the '273 patent.

The first citation of the '271 patent in the file of the '273 patent is by the examiner in the Office Action dated 02/07/2006, where claims 101, 105, 107, and 111 are rejected for obviousness over U.S. Patent 3,565,099 in view of the '271 patent. It is clear that the examiner's reference to the '271 patent is intentional because the

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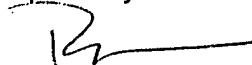
discussion of the obviousness rejection includes explicit references to identifiable elements in Figure 1 of the '271 patent. See page 4 of the Detailed Action. The examiner further identifies the '271 patent by explicit reference to the last name ("Paidosh") of the inventor of the '271 on pages 4 and 5 of the '271 patent.

The '271 patent is further cited and discussed in the Office Action dated 08/04/2006. See, for example, the discussion by the examiner spanning pages 3 and 4 of the Detailed Action.

The failure by the examiner to list the '271 patent in the prescribed fashion, that is, by use of FORM PTO 892, resulted in the omission of the reference from the '273 patent.¹ Accordingly, the mistake was on the part of the Office and should not require payment of a fee by the patentee.

I am empowered to act on behalf of Arizant Healthcare Inc. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the above-identified patent.

Respectfully submitted,



John P. Rock
Senior Director of Legal Affairs
Arizant Healthcare Inc.

Date:

1/11/08

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¹In fact the error may have occurred because of the transposition of the fifth and sixth digits of 5,716,271 in the PTO 892 attached to the Office Action dated 02/07/2006, which would yield the patent number 5,716, 721, as per Reference 5 in the form. However, the patentee has no way of confirming that the error occurred in this manner.

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UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 7,220,273

Page 1 of 1

APPLICATION NO. : 10/024,387

ISSUE DATE : 5/22/2007

INVENTOR(S) : Van Duren et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Page 2, left column, under the heading U.S. PATENT DOCUMENTS:

Immediately preceding "5,716,721 A * 2/1998 Moysan et al. 428/627", please add:

"5,716,271 A * 2/1998 Paidosh 454/359"

MAILING ADDRESS OF SENDER (Please do not use customer number)

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This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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